

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

**J.B.D.L. Corp. d/b/a
BECKETT APOTHECARY, et al.,**

Plaintiffs,

v.

**WYETH-AYERST LABORATORIES, INC.,
et al.,**

Defendants.

)
)
) **Civil Action No. C-1-01-704**
)

) **Judge Sandra S. Beckwith**
) **Magistrate Judge Timothy S. Hogan**
)
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)

**WYETH'S MOTION TO COMPEL THE PRODUCTION OF DOCUMENTS
FROM CARDINAL HEALTH, INC. AND AMERISOURCE BERGEN CORP.**

Pursuant to Federal Rule of Civil Procedure 37 and 45, and Local Rule 37.2, Defendants Wyeth and Wyeth Pharmaceuticals (collectively, "Wyeth") respectfully moves this Court for an Order compelling Cardinal Health, Inc. ("Cardinal") and Amerisource Bergen Corp. ("Amerisource Bergen") to produce documents responsive to Wyeth's subpoenas dated December 1, 2003.

This Motion is supported by the attached Affidavit of Matthew D. Meisner certifying that Wyeth has in good faith conferred with Cardinal and Amerisource Bergen, as well as class counsel, in an effort to obtain the requested documents without court action, and by the following memorandum.

Respectfully submitted,

s/Grant S. Cowan

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